

MAY 29 2007

PTO/SB/31 (04-07)

Approved for use through 09/30/2007. OMB 0851-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)

GP-301716
7608.3031.001

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]

on May 29, 2007
Signature Grace ClarkTyped or printed name Grace ClarkIn re Application of
Manfred HerrmannApplication Number
10/616,457Filed
07/09/2003Method and Apparatus for the
Investigation of a Fuel Cell SystemArt Unit
1745Examiner
Karie O'Neill

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500.00☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____

☐ A check in the amount of the fee is enclosed.

05/30/2007 CNGUYEN2 00000060 070960 1061 457

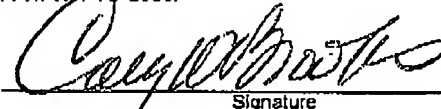
☐ Payment by credit card. Form PTO-2038 is attached.

01 FC:1401 500.00 DA

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 07-0960. I have enclosed a duplicate copy of this sheet.☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record.
Registration number 33,361☐ attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. _____

Signature

Cary W. Brooks

Typed or printed name

(248) 689-3500

Telephone number

May 29, 2007

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 2 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

MAY 29 2007

LAW OFFICES

REISING, ETHINGTON, BARNES, KISSELLE, P.C.

PATENTS, TRADEMARKS AND COPYRIGHTS

COLUMBIA CENTER
201 W. BIG BEAVER - STE 400
TROY, MICHIGAN 48064(248) 689-3500
FACSIMILE: (248) 689-4071
postmaster@reising.comMAILING ADDRESS:
P.O. Box 4390
TROY, MICHIGAN 48099**FACSIMILE COVER SHEET**

TO:

Commissioner for Patents

COMPANY:

U.S. Patent and Trademark Office

FAX NUMBER:

(571) 273-8300

PHONE NUMBER:

RE:

**U.S. Appln. S/N 10/616,457
Notice of Appeal, in response to Advisory
Action dated April 23, 2007
Attorney Docket No. GP-301716
(7608.3031.001)**

FROM:

Cary W. Brooks

DATE:

May 29, 2007TOTAL NO. OF PAGES INCLUDING COVER: **5**

- ☐ URGENT!
☐ For Your Review
☐ Original Will Follow by Mail

☒ Please Confirm Receipt by:

- ☐ Telephone
☒ Return Facsimile

NOTES/COMMENTS:

If you do not receive all of the pages, please call (248) 689-3500.

This facsimile may contain CONFIDENTIAL information that is intended only for the addressee. If you are not the addressee, you are hereby notified that any dissemination, distribution, use, or copying of this facsimile or the confidential information contained herein is prohibited. If you have received this facsimile in error, please notify us immediately at our expense by telephone at (248) 689-3500 and return the facsimile to us.